

**IN THE UNITED STATES DISTRICT COURT
FOR THE MIDDLE DISTRICT OF ALABAMA
NORTHERN DIVISION**

**HAZEL M. ROBY, as Administratrix of §
the Estate of RONALD TYRONE §
ROBY, Deceased, §**

Plaintiff, §

v. §

BENTON, INC., et al., §

Defendants. §

**CIVIL ACTION NO.
2:05cv494-B**

MOTION TO FILE UNDER SEAL

Even though this request does not arise out of a Court order or legal requirement, Plaintiff requests that Exhibits 1 through 5 to Plaintiff's Response to Defendant's Supplement to its Motion for Summary Judgment be filed under seal pursuant to a verbal agreement with Benton's counsel


LABARRON N. BOONE
Attorney for Plaintiff

OF COUNSEL:

BEASLEY, ALLEN, CROW, METHVIN,
PORTIS & MILES, P.C.
218 Commerce Street
Post Office Box 4160
Montgomery, Alabama 36103-4160
(334) 269-2343 (Telephone)
(334) 954-7555 (Facsimile)

CERTIFICATE OF SERVICE

I hereby certify that I have electronically filed the foregoing with the Clerk of the Court using the CM/ECF system that will send notification of such filing to all counsel of record as shown below on this the 7th day of January 2006.



OF COUNSEL

Gregory A. Brockwell
Brett A. Ross
Carr, Allison, Pugh, Howard, Oliver & Sisson, P.C.
100 Vestavia Parkway, Suite 200
Birmingham, AL 35216